

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Patent Application of:  
Harri Friberg

Application No.: 10/535,016

Filing Date: May 12, 2005

For: DEVICE AND METHOD FOR THE  
GENERATION OF RESPIRATIONAL AIR

Group Art Unit: Not yet assigned

Examiner: Not yet assigned

**REPLY TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Mail Stop: Missing Parts  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

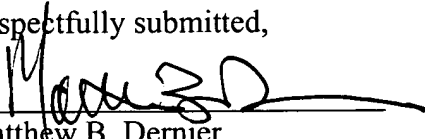
In response to the Notification of Missing Requirements, mailed October 24, 2005, enclosed herewith is the executed Declaration and Power of Attorney for filing in connection with the above-identified application. Also enclosed is a copy of the Notification of Missing Requirements.

A check in the amount of \$65.00 is enclosed to cover the required fee for this response. In the event there are any further fees due and owing in connection with this matter, please charge same to our Deposit Account No. 11-0223.

Dated: October 27, 2005

Respectfully submitted,

By

  
Matthew B. Dernier

Registration No.: 40,989

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*Attorneys for Applicant*

11/04/2005 GFREY1 00000041 10535016

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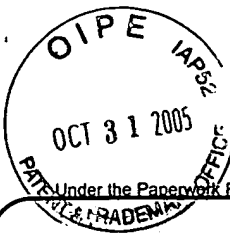
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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 27, 2005 Signature: 

Print Name: Paula M. Halsey



JC04 Rec'd PCT/PTO 31 OCT 2005

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

6

Application Number

10/535,016

Filing Date

05/12/05

First Named Inventor

Harri Friberg

Art Unit

Not yet assigned

Examiner Name

Not yet assigned

Attorney Docket Number

516/9

**ENCLOSURES (Check all that apply)**☐

Fee Transmittal Form

☒

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/  
Incomplete Application☒Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a  
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) \_\_\_\_\_

☐ Landscape Table on CD

Remarks

☐

After Allowance Communication to TC

☐Appeal Communication to Board  
of Appeals and Interferences☐Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify  
below):Notice of Missing Requirements, Declaration  
and Power of Attorney and return postcard.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Kaplan Gilman Gibson &amp; Dernier LLP (Customer No. 27538)

Signature

Printed name

Matthew B. Dernier

Date

October 27, 2005

Reg. No.

40,989

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Mail Stop: Missing Parts

Signature

Typed or printed name

Paula M. Halsey

Date

October 27, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



## UNITED STATES PATENT AND TRADEMARK OFFICE

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 United States Patent and Trademark Office  
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 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,016	Harri FRIBERG	516/9

INTERNATIONAL APPLICATION NO.	
PCT/IB02/04838	
I.A. FILING DATE	PRIORITY DATE
11/20/2002	

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 Kaplan & Gilman  
 900 Route 9 North  
 Woodbridge, NJ 07095

CONFIRMATION NO. 9087

371 FORMALITIES LETTER



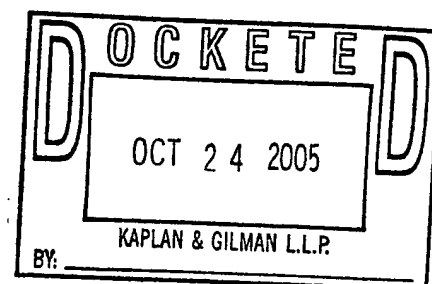
\*OC000000017198378\*

Date Mailed: 10/24/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/12/2005
- Copy of the International Search Report filed on 05/12/2005
- Preliminary Amendments filed on 05/12/2005
- Information Disclosure Statements filed on 05/12/2005
- U.S. Basic National Fees filed on 05/12/2005
- Substitute Specification filed on 05/12/2005



The applicant needs to satisfy supplemental fees problems indicated below.

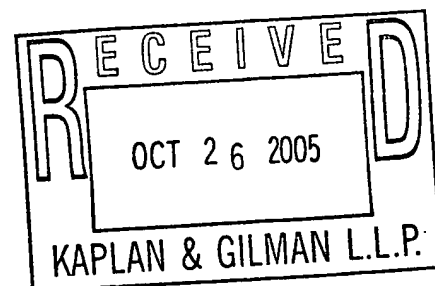
The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.



ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FRANCINE YOUNG

Telephone: (703) 308-9140 EXT 215

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/535,016	PCT/IB02/04838	516/9